09-50026-mg Doc 8436-1 Filed 11/10/10 Entered 01/07/11 11:40:56 Proof of

Claim	ns Pg 1 of 3			
UNITED STATES BANKRUPTCY COURT FOR THE SOUTH	IERN DISTRICT OF NEW YORK		PROOF OF CLAIM	
Name of Debtor (Check Only One):	Case No.	Your (Claim is Scheduled As Follows:	
☑ Motors Liquidation Company (f/k/a General Motors Corporation) □ MLCS, LLC (f/k/a Saturn, LLC) □ MLCS Distribution Corporation (f/k/a Saturn Distribution Corporation) □ MLC of Harlem, Inc. (f/k/a Chevrolet Saturn of Harlem, Inc.)	1041	Sam o Gondanda / o Tonowo.		
NOTE: This form should not be used to make a claim for an administrative expense arising a for purposes of asserting a claim under 11 U.S.C. § 503(b)(9) (see Item # 5). All other reques filed pursuant to 11 U.S.C. § 503.				
me of Creditor (the person or other entity to whom the debtor owes money or operty): Joseph Robert Currier Check this box to indicate that this				
Name and address where notices should be sent:	claim amends a previously filed			
Weitz & Luxenberg P.C 700 Broadway New York City, NY 10003	claim. Court Claim Number:			
Telephone number: 212-558-5500 Email Address: hgarcia@weitzlux.com	Filed on:	scheduled scheduled	int is identified above, you have a clair by one of the Debtors as shown. (Thi amount of your claim may be a	
Name and address where payment should be sent (if different from above):	☐ Check this box if you are aware that	agree with	to a previously scheduled amount.) If yo the amount and priority of your claim a by the Debtor and you have no other clair.	
Weitz & Luxenberg P.C 700 Broadway New York City, NY 10003	anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.	against the claim form, shown is list	Debtor, you do not need to file this proof of EXCEPT AS FOLLOWS: If the amount sted as DISPUTED, UNLIQUIDATED, of FNT a proof of claim MUST be filed in	
Telephone number: 212-558-5500	☐ Check this box if you are the debtor or trustee in this case.	claim. If y	ceive any distribution in respect of you ou have already filed a proof of claim <u>in with the attached instructions</u> , you need no	
1. Amount of Claim as of Date Case Filed, June 1, 2009: \$			ount of Claim Entitled to ority under 11 U.S.C. § 507(a).	
If all or part of your claim is secured, complete item 4 below; however, if all of your claim is your claim is entitled to priority, complete item 5. If all or part of your claim is asserted pursuance of the your claim is asserted pursuance of the your claim is asserted pursuance of the your claim is a second part of your claim is a seco		If a	ny portion of your claim falls ne of the following categories,	
☐ Check this box if claim includes interest or other charges in addition to the pitemized statement of interest or charges.	cheo amo	ck the box and state the bount.		
2. Basis for Claim: (See instruction #2 on reverse side.)	☐ Don	nestic support obligations under		
3. Last four digits of any number by which creditor identifies debtor: 8137		J.S.C. § 507(a)(1)(A) or (a)(1)(B). ges, salaries, or commissions (up		
3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.)	to \$	10,950*) earned within 180 days ore filing of the bankruptcy		
4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a ri information.	peti busi	tion or cessation of the debtor's ness, whichever is earlier – 11 .C. § 507(a)(4).		
Nature of property or right of setoff: ☐ Real Estate ☐ Motor Vehic Describe:	plan □ Up 1	tributions to an employee benefit 1 – 11 U.S.C. § 507(a)(5). to \$2,425* of deposits toward		
Value of Property: \$ Annual Interest Rate%		chase, lease, or rental of property ervices for personal, family, or		
Amount of arrearage and other charges as of time case filed included in secured claim, if any: \$			sehold use – 11 U.S.C. 07(a)(7).	
Basis for perfection:			es or penalties owed to	
Amount of Secured Claim: \$ Amount Unsecured: \$	_	ernmental units – 11 U.S.C. 17(a)(8).		
 6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim. 7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements or running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.) 			□ Value of goods received by the Debtor within 20 days before the date of commencement of the case - 11 U.S.C. § 503(b)(9) (§ 507(a)(2)) □ Other – Specify applicable paragraph of 11 U.S.C. § 507(a)(). Amount entitled to priority:	
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY SCANNING. If the documents are not available, please explain in an attachment.	respect to	\$ s are subject to adjustment on d every 3 years thereafter with cases commenced on or after f adjustment.		
Date: 11/10/2010 Signature: The person filing this claim must sign it. Sign other person authorized to file this claim and state address address above. Attach copy of power of attorney if any		r	FOR COURT USE ONLY	

Arthur Luxenberg, Attorney

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules. The attorneys for the Debtors and their court-appointed claims agent, The Garden City Group, Inc., are not authorized and are not providing you with any legal advice.

A SEPARATE PROOF OF CLAIM FORM MUST BE FILED AGAINST EACH DEBTOR

PLEASE SEND YOUR ORIGINAL, COMPLETED CLAIM FORM AS FOLLOWS: **IF BY MAIL**: THE GARDEN CITY GROUP, INC., ATTN: MOTORS LIQUIDATION COMPANY CLAIMS PROCESSING, P.O. BOX 9386, DUBLIN, OH 43017-4286. **IF BY HAND OR OVERNIGHT COURIER**: THE GARDEN CITY GROUP, INC., ATTN: MOTORS LIQUIDATION COMPANY CLAIMS PROCESSING, 5151 BLAZER PARKWAY, SUITE A, DUBLIN, OH 43017. **ANY PROOF OF CLAIM SUBMITTED BY FACSIMILE OR E-MAIL WILL NOT BE ACCEPTED.**

THE GENERAL BAR DATE IN THESE CHAPTER 11 CASES IS NOVEMBER 9, 2009 AT 5:00 P.M. (PREVAILING EASTERN TIME)

Court, Name of Debtor, and Case Number:

These chapter 11 cases were commenced in the United States Bankruptcy Court for the Southern District of New York on June 1, 2009. You should select the debtor against which you are asserting your claim.

A SEPARATE PROOF OF CLAIM FORM MUST BE FILED AGAINST EACH DERTOR.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. Please provide us with a valid email address. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2007(a)

1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Folow o

the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if the debtor, trustee or another party in interest files an objection to your claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor, if any.

3a. Debtor May Have Scheduled Account As:

Use this space to report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim

as scheduled by the debtor.

4. Secured Claim:

Check the appropriate box and provide the requested information if the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See DEFINITIONS, below.) State the type and the value of property that secures the claim, attach copies of lien documentation, and state annual interest rate and the amount past due on the claim as of the date of the bankruptcy filing.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507(a):

If any portion of your claim falls in one or more of the listed categories, check the appropriate box(es) and state the amount entitled to priority. (See DEFINITIONS, below.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

For claims pursuant to 11 U.S.C. § 503(b)(9), indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before June 1 2009, the date of commencement of these cases (See DEFINITIONS, below). Attach documentation supporting such claim.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the Debtor credit for any payments received toward the debt.

7. Documents:

Attach to this proof of claim form redacted copies documenting the existence of the debt and of any lien securing the debt. You may also attach a summary. You must also attach a copies of documents that evidence perfection of any security interest. You may also attach a summary. FRBP 3001(c) and (d). If the claim is based on the delivery of health care goods or services, see instruction 2. Do not send original documents, as attachments may be destroyed after scanning.

Date and Signature:

The person filing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

DEFINITIONS

. . .

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

The Debtors in these Chapter 11 cases are:

Makana	т:.	: 4	4:	C	
Motors	LIC	uiua	поп	Com	pany

 (f/k/a General Motors Corporation)
 09-50026 (REG)

 MLCS, LLC
 09-50027 (REG)

 (f/k/a Saturn, LLC)
 09-50027 (REG)

 MLCS Distribution Corporation
 09-50028 (REG)

 (f/k/a Saturn Distribution Corporation)
 09-50028 (REG)

MLC of Harlem, Inc. (f/k/a Chevrolet Saturn of Harlem, Inc.) 09-13558 (REG)

`

A creditor is the person, corporation, or other entity owed a debt by the debtor on the date of the bankruptcy filing.

Claim

A claim is the creditor's right to receive payment on a debt that was owed by the Debtor on the date of the bankruptcy filing. See 11 U.S.C. \S 101(5). A claim may be secured or unsecured.

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with The Garden City Group, Inc. as described in the instructions above and in the Bar Date Notice.

Secured Claim Under 11 U.S.C. § 506(a)

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be

paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien. A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Section 503(b)(9) Claim

A Section 503(b)(9) claim is a claim for the value of any goods received by the debtor within 20 days before the date of commencement of a bankruptcy case in which the goods have been sold to the debtor in the ordinary course of such debtor's business.

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507(a)

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor should redact and use only the last four digits of any social-security, individual's tax-identification, or financial-account number, all but the initials of a minor's name and only the year of any person's date of birth.

INFORMATION

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

Acknowledgment of Filing of Claim

To receive acknowledgment of your filing from The Garden City Group, Inc., please provide a self-addressed, stamped envelope and a copy of this proof of claim when you submit the original claim to The Garden City Group, Inc.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.), and any applicable orders of the bankruptcy court.

Additional Information

If you have any questions with respect to this claim form, please contact Alix Partners at 1(800) 414-9603 or by email at motorsliquidation@alixpartners.com

SUMMARY SUPPORTING STATEMENT TO Motors Liquidation Company (f/k/a General Motors Corporation)

United States Bankruptcy Court Southern District of New York Case No.: 09-50026(REG) (Jointly administered)

Name of Creditor: Joseph Robert Currier

Identifier: 8137

Notices to be sent: Weitz & Luxenberg P.C.

Claimant has filed an asbestos related personal injury lawsuit against the Debtor. Information regarding the lawsuit is contained below. The amount of the claim is undetermined at this time. Claimant has provided Arthur Luxenberg, Esq., of Weitz & Luxenberg PC, with a General Power of Attorney in order to file proof of claims, vote, or otherwise represent claimant in the bankruptcy proceeding.

JOSEPH ROBERT CURRIER and BONNIE LEE CURRIER v. AC & S INC.,

Court: Supreme Court New York County, New York

Civil Action #: 111996-02

State Filed: NY

Date Filed: 04/04/2002